

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; and Eve Sproule, Court Administrator/Clerk, by Nick A. Grigsby, Deputy Clerk and Diana Monopoli, Deputy Clerk.

F037847 People v. Johnson

Order to Show Cause as to Russell Babcock, Esq., with subject of the Order to Show Cause present by teleconference. Matter presented and submitted.

Good cause appearing, IT IS ORDERED, that the Order to Show Cause be and is hereby discharged.

F037865 People v. Rossi

Order to Show Cause as to Mark D. Owens, Esq., with subject of the Order to Show Cause present in court. Matter presented and submitted.

Sanctions ordered in the amount of \$100.00 payable to the Clerk of the Court forthwith. Order to Show Cause ordered discharged upon receipt of sanction.

The court adjourns.

F037603 In re Daniel R., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F037603 In re Daniel R., a Minor

The findings that appellant committed the offenses alleged in counts 3 and 4, added as a result of the granting of the People's motion to amend the petition to conform to proof, are reversed, and the disposition order vacated. The matter is remanded to the juvenile court for disposition proceedings and any other proceedings not inconsistent with this opinion.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F038064 In re Zadrina P., et al., Minors

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F038064 In re Zadrina P., et al., Minors

The March 30, 2001, order deferring selection of a permanent plan an additional 180 days is reversed. The other findings and orders of that date are affirmed. The juvenile court is directed to vacate its order for a new section 366.26 hearing on September 26, 2001, and enter an order terminating all parental rights in this matter.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F035302 Wilmot v. Commission On Professional Competence; Governing Board Of The Kern High School District

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F032864 Williams v. Greyhound Lines, Inc., et al.

The judgment is affirmed. The denial of respondents' motion for attorney fees is affirmed. The parties shall each bear their own costs on appeal. Harris, Acting P.J.

We concur: Levy, J.; Kane, ProTem J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F037156 In re Ricardo G., a Minor

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F038492 Western Warehousing & Distributing, Inc. et al. v. Pursell Industries, Inc. et al.

Appellant(s) Pursell Industries having failed to perform the acts necessary to procure the record after the clerk of the trial court issued notice pursuant to the provisions of rule 10(c), California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed as to appellant(s) Pursell Industries only.

F034222 Bell v. County of Tulare

The order granting petition for writ of administrative mandamus filed on August 6, 1999, is affirmed. Costs to respondent. Harris, Acting P.J.

We concur: Buckley, J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F038018 Montalvo v. Superior Court, Fresno; The People

Let a peremptory writ of mandate issue directing the Fresno County Superior Court to reverse its order denying petitioner's motion to suppress in its action number 659024-4 and to conduct further proceedings and reconsider its prior ruling in light of our conclusion that petitioner had no burden at the initial pleading stage to produce evidence to support his contentions.

This court emphasizes that nothing in this decision is intended to expressly or impliedly indicate its opinion on any of the other issues presented by petitioner's motion.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F035006 People v. Bowes

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.